

CITY COUNCIL MINUTES
NORMAN UTILITIES AUTHORITY MINUTES
NORMAN MUNICIPAL AUTHORITY MINUTES
NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES

October 27, 2009

The City Council of the City of Norman, Cleveland County, State of Oklahoma, met in Regular Session in the Council Chambers of the Norman Municipal Building on the 27th day of October, 2009, at 6:30 p.m., and notice and agenda of the meeting were posted at the Municipal Building at 201 West Gray and at the Norman Public Library at 225 North Webster 24 hours prior to the beginning of the meeting.

PRESENT:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
ABSENT:	Councilmember Kovach and Mayor Rosenthal

The Pledge of Allegiance was led by fifth grade students from Cleveland Elementary School.

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Item 3, being:

PRESENTATION OF THE MAYOR'S CITIZENSHIP AWARDS TO STUDENTS FROM CLEVELAND ELEMENTARY SCHOOL.

Mayor Pro Tem Cubberley and Councilmember Quinn presented Citizenship Awards to Brett Arnold; Jay Bobb; Cassidy Cooper; Camille Greer; Richard Howard; Chance Hughes; Nina Jabrzemski; Keana Jones; Maggie McGuire; Ashlyn Obermiller; Jennifer Vera; and Devon Wilkins. Ms. Polly Christian, Fifth Grade Teacher, said the students were selected by their teachers as representatives of good citizens of Cleveland Elementary School and Mr. Ty Bell, Principal of Cleveland Elementary School, commended the students.

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CONSENT DOCKET

Councilmember Griffith moved that Item 5 through Item 20 be placed on the consent docket by unanimous vote, which motion was duly seconded by Councilmember Atkins; and the question being upon the placement on the consent docket by unanimous vote of Item 5 through Item 20, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Ezzell, Dillingham, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and Item 5 through Item 20 were placed on the consent docket by unanimous vote.

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Item 5, being:

- CITY COUNCIL STUDY SESSION MINUTES OF OCTOBER 6, 2009
- CITY COUNCIL OVERSIGHT COMMITTEE MINUTES OF OCTOBER 7, 2009
- CITY COUNCIL PLANNING AND COMMUNITY DEVELOPMENT COMMITTEE MINUTES OF OCTOBER 9, 2009
- CITY COUNCIL SPECIAL SESSION MINUTES OF OCTOBER 13, 2009
- CITY COUNCIL MINUTES OF OCTOBER 13, 2009
- NORMAN UTILITIES AUTHORITY MINUTES OF OCTOBER 13, 2009
- NORMAN MUNICIPAL AUTHORITY MINUTES OF OCTOBER 13, 2009
- NORMAN TAX INCREMENT FINANCE AUTHORITY MINUTES OF OCTOBER 13, 2009

Acting as the City Council, Norman Utilities Authority, Norman Municipal Authority, and Norman Tax Increment Finance Authority, Councilmember Ezzell moved that the minutes be approved and the filing thereof be directed, which motion was duly seconded by Councilmember Atkins;

Item 5, continued:

Items submitted for the record

- 1. City Council Study Session minutes of October 6, 2009
- 2. City Council Oversight Committee minutes of October 7, 2009
- 3. City Council Planning and Community Development Committee minutes of October 9, 2009
- 4. City Council Special Session minutes of October 13, 2009
- 5. City Council minutes of October 13, 2009
- 6. Norman Utilities Authority minutes of October 13, 2009
- 7. Norman Municipal Authority minutes of October 13, 2009
- 8. Norman Tax Increment Finance Authority minutes of October 13, 2009

and the question being upon approving the minutes and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Ezzell, Dillingham, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the minutes approved; and the filing thereof was directed.

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Item 6, being:

SUBMISSION OF THE FINANCE DIRECTOR'S INVESTMENT REPORT AS OF SEPTEMBER 30, 2009.

Councilmember Ezzell moved that receipt of the report be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Finance Director's Investment Report of September 30, 2009

and the question being upon acknowledging receipt of the report and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Ezzell, Dillingham, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and receipt of the report acknowledged; and the filing thereof was directed.

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Item 7, being:

SUBMISSION OF THE MONTHLY DEPARTMENTAL REPORTS FOR THE MONTH OF SEPTEMBER, 2009.

Councilmember Ezzell moved that receipt of the reports be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Monthly Departmental Reports for the month of September, 2009

Item 7, continued:

and the question being upon acknowledging receipt of the reports and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Ezzell, Dillingham, Griffith, Quinn, Mayor Pro Tem Cubberley
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NAYES:	None
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The Mayor Pro Tem declared the motion carried and receipt of the reports acknowledged; and the filing thereof was directed.

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Item 8, being:

CONSIDERATION AND AWARDING OF BID NOS. 0910-15 THROUGH 0910-19 FOR THE PURCHASE OF THE FOLLOWING ITEMS FOR THE TRAFFIC CONTROL DIVISION:

1. BID NO. 0910-15 FOR FLUORESCENT TRAFFIC CONES
2. BID NO. 0910-16 FOR TRAFFIC PAINT GLASS BEADS
3. BID NO. 0910-17 FOR TRAFFIC SIGNS AND ACCESSORIES
 1. SHEET ALUMINUM - 0.080 INCH
 2. SHEET ALUMINUM - 0.125 INCH
 - 3A. STREET NAME BRACKET SETS - 6 INCH BLADE HOLDER
 - 3B. STREET NAME BRACKET SETS - 12 INCH BLADE HOLDER
 - 3C. VANDAL PROOF BOLTS
 - 3D. VANDAL PROOF SCREWS
 - 3E. INSTALLATION TOOLS FOR VANDAL PROOF BOLTS
 - 3F. INSTALLATION TOOLS FOR VANDAL PROOF SCREWS
4. BID NO. 0910-18 FOR TRAFFIC SIGN FACES
 1. ONE COLOR INK – SEG SHEETING
 2. TWO COLOR INK – SEG SHEETING
 3. THREE COLOR INK – SEG SHEETING
 4. ONE COLOR INK - HIGH INTENSITY SHEETING
 5. TWO COLOR INK - HIGH INTENSITY SHEETING
 6. THREE COLOR INK - HIGH INTENSITY SHEETING
 7. ONE COLOR INK - DIAMOND GRADE REFLECTIVE SHEETING
 8. TWO COLOR INK - DIAMOND GRADE REFLECTIVE SHEETING
 9. FLUORESCENT YELLOW-GREEN – DIAMOND GRADE REFLECTIVE SHEETING
 10. TWO COLOR INK - FLUORESCENT YELLOW-GREEN – DIAMOND GRADE REFLECTIVE SHEETING
5. BID NO. 0910-19 FOR GALVANIZED STEEL SIGN POSTS
 1. THIN WALL - 11 FOOT, PER POST
 2. THIN WALL - 12 FOOT, PER POST
 3. THIN WALL - 13 FOOT, PER POST
 4. THIN WALL - 14 FOOT, PER POST

Councilmember Ezzell moved that all bids meeting specifications on Bid No. 0910-15, Sections 3A and 3B of Bid No. 0910-17, and all sections of Bid No. 0910-19 be accepted and the bids be awarded to Centerline Supply, LTD, as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

1. Memorandum dated September 17, 2009, from Gary Jennings, Traffic Control Supervisor, to Mayor and City Council
2. Bid tabulation for Bid No. 0910-15, Fluorescent Traffic Cones; Bid No. 0910-17, Traffic Signs and Accessories, and Bid 0910-19, Galvanized Steel Sign Posts

Item 8, continued:

and the question being upon accepting all bids meeting specifications on Bid No. 0910-15, Sections 3A and 3B of Bid No. 0910-17, and all sections of Bid No. 0910-19 and upon the subsequent awarding of the bids, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Bid No. 0910-15, Sections 3A and 3B of Bid No. 0910-17, and all sections of Bid No. 0910-19 accepted; and the bids were awarded to Centerline Supply, LTD, as the lowest and best bidder meeting specifications.

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Bid No. 0910-16 be accepted and the bid in the amount of \$.36 per pound to Centerline Supply, LTD, and Swarco Reflex, Inc., as the lowest and best bidders meeting specifications, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
1. Memorandum dated September 17, 2009, from Gary Jennings, Traffic Control Supervisor, to Mayor and City Council
 2. Bid tabulation for Bid No. 0910-16, Traffic Paint Glass Beads

and the question being upon accepting all bids meeting specifications on Bid No. 0910-16 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Bid No. 0910-16 accepted; and the bid in the amount of \$.36 per pound was awarded to Centerline Supply, LTD, and Swarco Reflex, Inc., as the lowest and best bidders meeting specifications.

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Section 1 of Bid No. 0910-17 and Sections 5 and 6 of Bid No. 0910-18 be accepted and the bids be awarded to Vulcan Signs as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
1. Memorandum dated September 17, 2009, from Gary Jennings, Traffic Control Supervisor, to Mayor and City Council
 2. Bid tabulation for Bid No. 0910-17, Traffic Signs and Accessories, and Bid No. 0910-18, Traffic Sign Faces, per square foot

and the question being upon accepting all bids meeting specifications on Section 1 of Bid No. 0910-17 and Sections 5 and 6 of Bid No. 0910-18 and upon the subsequent awarding of the bids, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Section 1 of Bid No. 0910-17 and Sections 5 and 6 of Bid No. 0910-18 accepted; and the bids were awarded to Vulcan Signs as the lowest and best bidder meeting specifications.

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Sections 2, 3(C), and 3(D) of Bid No. 0910-17 and Sections 1, 2, and 3 of Bid No. 0910-18 be accepted and the bids be awarded to Hall Signs, Inc., as the overall best bidder meeting specifications, which motion was duly seconded by Councilmember Atkins;

Item 8, continued:

Items submitted for the record

1. Memorandum dated September 17, 2009, from Gary Jennings, Traffic Control Supervisor, to Mayor and City Council
2. Bid tabulation for Bid No. 0910-17, Traffic Signs and Accessories, and Bid No. 0910-18, Traffic Sign Faces, per square foot

and the question being upon accepting all bids meeting specifications on Sections 2, 3(C), and 3(D) of Bid No. 0910-17 and Sections 1, 2, and 3 of Bid No. 0910-18 and upon the subsequent awarding of the bids, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
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NAYES:	None
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The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Sections 2, 3(C), and 3(D) of Bid No. 0910-17 and Sections 1, 2, and 3 of Bid No. 0910-18 accepted; and the bids were awarded to Hall Signs, Inc., as the overall best bidder meeting specifications.

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Section 3(E) of Bid No. 0910-17 be accepted and the bid in the amount of \$1.49 each be awarded to Hall Signs, Inc., and Custom Products Corporation as the lowest and best bidders meeting specifications, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

1. Memorandum dated September 17, 2009, from Gary Jennings, Traffic Control Supervisor, to Mayor and City Council
2. Bid tabulation for Bid No. 0910-17, Traffic Signs and Accessories

and the question being upon accepting all bids meeting specifications Section 3(E) of Bid No. 0910-17 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
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NAYES:	None
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The Mayor Pro Tem declared the motion carried and all bids meeting specifications Section 3(E) of Bid No. 0910-17 accepted; and the bid in the amount of \$1.49 each was awarded to Hall Signs, Inc., and Custom Products Corporation as the lowest and best bidders meeting specifications.

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Section 3(F) of Bid No. 0910-17 and Section 8 of Bid No. 0910-18 be accepted and the bids be awarded to Custom Products Corporation as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

1. Memorandum dated September 17, 2009, from Gary Jennings, Traffic Control Supervisor, to Mayor and City Council
2. Bid tabulation for Bid No. 0910-17, Traffic Signs and Accessories, and Bid No. 0910-18, Traffic Sign Faces, per square foot

and the question being upon accepting all bids meeting specifications on Section 3(F) of Bid No. 0910-17 and Section 8 of Bid No. 0910-18 and upon the subsequent awarding of the bids, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
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NAYES:	None
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The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Section 3(F) of Bid No. 0910-17 and Section 8 of Bid No. 0910-18 accepted; and the bids were awarded to Custom Products Corporation as the lowest and best bidder meeting specifications.

Item 8, continued:

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Sections 4, 7, 9, and 10 of Bid No. 0910-18 be accepted and the bid be awarded to Rocal, Inc., as the lowest and best bidder meeting specifications as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

1. Memorandum dated September 17, 2009, from Gary Jennings, Traffic Control Supervisor, to Mayor and City Council
2. Bid tabulation for Bid No. 0910-18, Traffic Sign Faces, per square foot

and the question being upon accepting all bids meeting specifications on Sections 4, 7, 9, and 10 of Bid No. 0910-18 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
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NAYES:	None
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The Mayor Pro Tem declared the motion carried and all bids meeting specifications Sections 4, 7, 9, and 10 of Bid No. 0910-18 accepted; and the bid was awarded to Rocal, Inc., as the lowest and best bidder meeting specifications.

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Item 9, being:

CONSIDERATION OF BID NO. 0910-24 AWARDED TO SUN CONSTRUCTION SERVICES, INC., IN THE AMOUNT OF \$888,226, CONTRACT NO. K-0910-104, CHANGE ORDER NO. ONE TO CONTRACT NO. K-0910-104 INCREASING THE CONTRACT AMOUNT BY \$446.50; PERFORMANCE BOND NO. B-0910-35, STATUTORY BOND NO. B-0910-36, MAINTENANCE BOND NO. MB-0910-34, AND RESOLUTION NO. R-0910-61 FOR THE MUNICIPAL BUILDING C RENOVATION PROJECT AND BUDGET APPROPRIATION.

Councilmember Ezzell moved that all bids meeting specifications be accepted; the bid in the amount of \$888,226 be awarded to Sun Construction Services, Inc., as the lowest and best bidder meeting specifications; Contract No. K-0910-104, Change Order No. One increasing the contract amount by \$446.50, and the performance, statutory, and maintenance bonds be approved; the filing of the bonds be directed; execution of the contract and change order be authorized; Resolution No. R-0910-61 be adopted; and \$149,118 be appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. BG0035, Renovations, Bldg. A, B, C, Construction (050-9209-419.61-01), which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

1. Memorandum dated October 13, 2009, from Patrick Copeland, AICP, CFM, Manager, Development Services Division, to Honorable Mayor and Councilmembers
2. Bid tabulation dated September 21, 2009, for the Municipal Building C Renovation Project
3. Contract No. K-0910-104 with Supplementary Conditions, Section 00800; Addendum No. One dated September 16, 2009; Addendum No. Two dated September 21, 2009, and Addendum No. Three dated September 22, 2009
4. Change Order No. One to Contract No. K-0910-104
5. Performance Bond No. B-0910-35
6. Statutory Bond No. B-0910-36
7. Maintenance Bond No. MB-0910-34
8. Resolution No. R-0910-61
9. Purchase Requisition No. 0000163416 dated October 12, 2009, in the amount of \$888,672.50 to Sun Construction Services, Inc.

Item 9, continued:

and the question being upon accepting all bids meeting specifications and upon the subsequent awarding of the bid; approval; directive; authorization; adoption, and appropriation, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Ezzell, Dillingham, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications accepted; the bid in the amount of \$888,226 was awarded to Sun Construction Services, Inc., as the lowest and best bidder meeting specifications; Contract No. K-0910-104, Change Order No. One increasing the contract amount by \$446.50; and the performance, statutory, and maintenance bonds were approved; the filing of the bonds was directed; execution of the contract and change order was authorized; Resolution No. R-0910-61 was adopted; and \$149,118 was appropriated from the Capital Fund Balance (050-0000-253.20-00) to Project No. BG0035, Renovations, Bldg. A, B, C, Construction (050-9209-419.61-01).

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Item 10, being:

CONSIDERATION AND AWARDING OF BID NO. 0910-25 FOR THE PURCHASE OF THE FOLLOWING AGGREGATE AND STONE MATERIALS FOR THE STREET DIVISION:

- 1. 3/8-INCH SCREENINGS
- 2. 3/4-INCH WASHED CHIPS
- 3. CONCRETE SAND
- 4. 1 1/2-INCH AGGREGATE BASE, TYPE A
- 5. TRAFFIC BOUND SURFACE COURSE, TYPE A
- 6. KILN DUST
- 7. SELECT BORROW SUBGRADE MATERIAL
- 8. 3-INCH SURGE ROCK
- 9. 8-INCH RIPRAP
- 10. 12-INCH RIPRAP
- 11. 18-INCH RIPRAP
- 12. A. TOPSOIL – PICKUP
B. TOPSOIL - DELIVERED
- 13. MANUFACTURED SAND

Councilmember Ezzell moved that all bids meeting specifications on Sections 1 and 4 be accepted and the bid be awarded to Bernie Mathes Trucking, Inc., as the lowest and best bidder meeting specifications and Dale Brown, Inc., as the alternate bidder, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated September 24, 2009, for 3/8 inch screenings and 1 1/2 inch aggregate base, Type A

Item 10, continued:

and the question being upon accepting all bids meeting specifications on Sections 1 and 4 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Sections 1 and 4 accepted; and the bid was awarded to Bernie Mathes Trucking, Inc., as the lowest and best bidder meeting specifications and Dale Brown, Inc., as the alternate bidder

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Sections 2 and 8 be accepted and the bid be awarded to Dale Brown, Inc., as the lowest and best bidders meeting specifications and Joe Brown Company, Inc., as the alternate bidder, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
 - 2. Bid tabulation dated September 24, 2009, for 3/4 inch washed chips and 3 inch surge rock

and the question being upon accepting all bids meeting specifications on Sections 2 and 8 upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Sections 2 and 8 accepted; and the bid was awarded to Dale Brown, Inc., as the lowest and best bidders meeting specifications and Joe Brown Company, Inc., as the alternate bidder.

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Section 3 be accepted and the bid be awarded to Bernie Mathes Trucking, Inc., as the lowest and best bidder meeting specifications and Sand Express, Inc., as the alternate bidder, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
 - 2. Bid tabulation dated September 24, 2009, for concrete sand

and the question being upon accepting all bids meeting specifications on Section 3 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Section 3 accepted; and the bid was awarded to Bernie Mathes Trucking, Inc., as the lowest and best bidder meeting specifications and Sand Express, Inc., as the alternate bidder.

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Section 5 be accepted and the bid be awarded to Dale Brown, Inc., as the lowest and best bidder meeting specifications and Bernie Mathes Trucking, Inc., as the alternate bidder, which motion was duly seconded by Councilmember Atkins;

Item 10, continued:

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated September 24, 2009, for traffic bound surface course, Type A

and the question being upon accepting all bids meeting specifications on Section 5 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Section 5 accepted; and the bid was awarded to Dale Brown, Inc., as the lowest and best bidder meeting specifications and Bernie Mathes Trucking, Inc., as the alternate bidder.

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Section 6 be accepted and the bid be awarded to Silver Star Construction, Inc., as the lowest and best bidder meeting specifications and Dale Brown, Inc., as the alternate bidder, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated September 24, 2009, for kiln dust

and the question being upon accepting all bids meeting specifications on Section 6 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Section 6 accepted; and the bid was awarded to Silver Star Construction, Inc., as the lowest and best bidder meeting specifications and Dale Brown, Inc., as the alternate bidder.

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Section 7 be accepted and the bid be awarded to Sand Express, Inc., as the lowest and best bidder meeting specifications and Dale Brown, Inc., as the alternate bidder, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated September 24, 2009, for select borrow subgrade material

and the question being upon accepting all bids meeting specifications on Section 7 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Section 7 accepted; and the bid was awarded to Sand Express, Inc., as the lowest and best bidder meeting specifications and Dale Brown, Inc., as the alternate bidder.

Item 10, continued:

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Sections 9, 10, and 13 be accepted and the bid be awarded to Joe Brown Company, Inc., as the lowest and best bidder meeting specifications and Dale Brown, Inc., as the alternate bidder, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated September 24, 2009, for 8 inch riprap, 12 inch riprap, and manufactured sand

and the question being upon accepting all bids meeting specifications on Sections 9, 10, and 13 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Section 9, 10, and 13 accepted; and the bid was awarded to Joe Brown Company, Inc., as the lowest and best bidder meeting specifications and Dale Brown, Inc., as the alternate bidder.

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Section 11 be accepted and the bid be awarded to Joe Brown Company, Inc., as the lowest and best bidder meeting specifications and Bernie Mathes Trucking, Inc., as the alternate bidder, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated September 24, 2009, for 18 inch riprap

and the question being upon accepting all bids meeting specifications on Section 11 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Section 11 accepted; and the bid was awarded to Joe Brown Company, Inc., as the lowest and best bidder meeting specifications and Bernie Mathes Trucking, Inc., as the alternate bidder.

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Section 12(B) be accepted and the bid be awarded to Dale Brown, Inc., as the lowest and best bidder meeting specifications and Sand Express, Inc., as the alternate bidder, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated September 24, 2009, for topsoil, delivered

and the question being upon accepting all bids meeting specifications on Section 12(B) and upon the subsequent awarding of the bid, a vote was taken with the following result:

Item 10, continued:

YEAS:

Councilmembers Atkins, Butler,
Dillingham, Ezzell, Griffith, Quinn,
Mayor Pro Tem Cubberley

NAYES:

None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Section 12(B) accepted; and the bid was awarded to Dale Brown, Inc., as the lowest and best bidder meeting specifications and Sand Express, Inc., as the alternate bidder.

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Item 11, being:

CONSIDERATION AND AWARDING OF BID NO. 0910-26 FOR THE PURCHASE OF THE FOLLOWING INLET FRAMES, GRATES, AND CURB HOODS FOR THE STREET DIVISION:

1. HEAVY-DUTY CAST IRON 3 FLANGE INLET FRAME
2. HEAVY-DUTY CAST IRON DOUBLE UNIT (LEFT AND RIGHT) INLET FRAMES WITH FASTENING HARDWARE
3. HEAVY-DUTY CAST IRON CENTER SECTION INLET FRAME WITH FASTENING HARDWARE
4. HEAVY-DUTY CAST IRON TYPE L GRATE
5. HEAVY-DUTY CAST IRON TYPE V GRATE
6. A. 6-INCH MOUNTABLE CAST IRON CURB HOOD WITH FASTENING HARDWARE
B. 8-INCH MOUNTABLE CAST IRON CURB HOOD WITH FASTENING HARDWARE
7. DETECTABLE WARNING SURFACE/ADA TRUNCATED DOME, 2 FEET X 4 FEET TILE, CAST IN PLACE, BRICK RED

Councilmember Ezzell moved that all bids meeting specifications on Section 1 be accepted and the bid be awarded to HD Supply Waterworks as the lowest and best bidder meeting specifications and Oklahoma Contractor’s Supply, L.L.C., as the alternate bidder, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
2. Bid tabulation dated September 24, 2009, for heavy duty cast iron 3-flange inlet frame

and the question being upon accepting all bids meeting specifications on Section 1 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:

Councilmembers Atkins, Butler,
Dillingham, Ezzell, Griffith, Quinn,
Mayor Pro Tem Cubberley

NAYES:

None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Section 1 accepted; and the bid was awarded HD Supply Waterworks as the lowest and best bidder meeting specifications and Oklahoma Contractor’s Supply, L.L.C., as the alternate bidder

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Section 2 be accepted and the bid be awarded to Water Products of Oklahoma, Inc., as the lowest and best bidders meeting specifications and Oklahoma Contractor’s Supply, L.L.C., as the alternate bidder, which motion was duly seconded by Councilmember Atkins;

Item 11, continued:

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated September 24, 2009, for heavy duty cast iron double unit inlet frames with fastening hardware

and the question being upon accepting all bids meeting specifications on Section 2 upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Section 2 accepted; and the bid was awarded to Water Products of Oklahoma, Inc., as the lowest and best bidders meeting specifications and Oklahoma Contractor’s Supply, L.L.C., as the alternate bidder.

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Sections 3, 5, and 6A be accepted and the bid be awarded to Oklahoma Contractor’s Supply, L.L.C., as the lowest and best bidder meeting specifications and HD Waterworks Supply as the alternate bidder, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated September 24, 2009, for heavy duty cast iron center section inlet frame with fastening hardware, heavy duty cast iron Type V grate, and 6 inch mountable cast iron curb hood with fastening hardware

and the question being upon accepting all bids meeting specifications on Sections 3, 5, and 6A and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Sections 3, 5, and 6A accepted; and the bid was awarded to Oklahoma Contractor’s Supply, L.L.C., as the lowest and best bidder meeting specifications and HD Waterworks Supply as the alternate bidder.

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Section 4 be accepted and the bid be awarded to Oklahoma Contractor’s Supply, L.L.C., as the lowest and best bidder meeting specifications and Ferguson Waterworks as the alternate bidder, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated September 24, 2009, for heavy duty cast iron Type L grate

and the question being upon accepting all bids meeting specifications on Section 4 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Section 4 accepted; and the bid was awarded to Oklahoma Contractor’s Supply, L.L.C., as the lowest and best bidder meeting specifications and Ferguson Waterworks as the alternate bidder.

Item 11, continued:

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Section 6B be accepted and the bid be awarded to Oklahoma Contractor’s Supply, L.L.C., as the lowest and best bidder meeting specifications and Water Products of Oklahoma, Inc., as the alternate bidder, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated September 24, 2009, for 8 inch mountable cast iron curb hood with fastening hardware

and the question being upon accepting all bids meeting specifications on Section 6B and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Section 6B accepted; and the bid was awarded to Oklahoma Contractor’s Supply, L.L.C., as the lowest and best bidder meeting specifications and Water Products of Oklahoma, Inc., as the alternate bidder.

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Section 7 be accepted and the bid be awarded to Neenah Foundry Company as the lowest and best bidder meeting specifications and Oklahoma Contractor’s Supply, L.L.C., as the alternate bidder, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated September 24, 2009, for detectable warning surface/ADA truncated dome, 2 feet x 4 feet tile, cast in place, brick red

and the question being upon accepting all bids meeting specifications on Section 7 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Section 7 accepted; and the bid was awarded to Neenah Foundry Company as the lowest and best bidder meeting specifications and Oklahoma Contractor’s Supply, L.L.C., as the alternate bidder.

* * * * *

Item 12, being:

CONSIDERATION AND AWARDDING OF BID NO. 0910-27 FOR THE PURCHASE OF THE FOLLOWING CLASSES OF PORTLAND CEMENT CONCRETE PER CUBIC YARD FOR THE STREET DIVISION:

- 1-A. CLASS A
 - B. CLASS A WITH ONE PERCENT CALCIUM CHLORIDE
 - C. CLASS A WITH TWO PERCENT CALCIUM CHLORIDE
- 2. CLASS B
- 3. HIGH EARLY STRENGTH
- 4. 5-SACK GROUT MIX
- 5. FLOWABLE FILL

Councilmember Ezzell moved that all bids meeting specifications on Section 1A be accepted and the bid be awarded to Metheny Concrete Products, Inc., as the lowest and best bidder meeting specifications, Schwarz Ready Mix as the first alternate bidder, and Dolese Brothers Company as the second alternate bidder, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated September 24, 2009, for Portland Cement Concrete. Class A

and the question being upon accepting all bids meeting specifications on Section 1A and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Section 1A accepted; and the bid was awarded to Metheny Concrete Products, Inc., as the lowest and best bidder meeting specifications, Schwarz Ready Mix as the first alternate bidder, and Dolese Brothers Company as the second alternate bidder.

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Sections 1B, 1C, 3, and 5 be accepted and the bid be awarded to Schwarz Ready Mix as the lowest and best bidder meeting specifications, Metheny Concrete Products, Inc., as the first alternate bidder, and Dolese Brothers Company as the second alternate bidder, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated September 24, 2009, for Portland Cement Concrete – Class A with 1% calcium chloride, high early strength, and fluoride fill

and the question being upon accepting all bids meeting specifications on Sections 1B, 1C, 3, and 5 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Sections 1B, 1C, 3, and 5 accepted; and the bid was awarded to Schwarz Ready Mix as the lowest and best bidder meeting specifications, Metheny Concrete Products, Inc., as the first alternate bidder, and Dolese Brothers Company as the second alternate bidder.

Item 12, continued;

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Section 2 be accepted and the bid be awarded to Metheny Concrete Products, Inc., as the lowest and best bidder meeting specifications and Schwarz Ready Mix as the alternate bidder, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated September 24, 2009, for Portland Cement Concrete, Class B

and the question being upon accepting all bids meeting specifications on Section 2 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Section 2 accepted; and the bid was awarded to Metheny Concrete Products, Inc., as the lowest and best bidder meeting specifications and Schwarz Ready Mix as the alternate bidder, and Dolese Brothers Company as the second alternate bidder.

Thereupon, Councilmember Ezzell moved that all bids meeting specifications on Section 4 be accepted and the bid be awarded to Schwarz Ready Mix as the lowest and best bidder meeting specifications and Metheny Concrete Products, Inc., as the alternate bidder, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated September 24, 2009, for Portland Cement Concrete, 5 sack grout mix

and the question being upon accepting all bids meeting specifications on Section 4 and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on Section 4 accepted; and the bid was awarded to Schwarz Ready Mix as the lowest and best bidder meeting specifications and Metheny Concrete Products, Inc., as the alternate bidder.

* * * * *

Item 13, being:

CONSIDERATION AND AWARDING OF BID NO. 0910-28 FOR THE FOLLOWING RENTAL OF TYPE II BARRICADES FOR THE STREET DIVISION:

- 1. 200 BARRICADES PER MONTH
- 2. A. 20 BARRICADES PER SEVEN DAYS
- B. 40 BARRICADES PER SEVEN DAYS
- C. 60 BARRICADES PER SEVEN DAYS

Councilmember Ezzell moved that all bids meeting specifications in both sections be accepted and the bid be awarded to RoadSafe Traffic Systems, Inc., as the lowest and best bidder meeting specifications, which motion was duly seconded by Councilmember Atkins;

Item 13, continued:

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Honorable Mayor and City Council
- 2. Bid tabulation dated September 24, 2009, for Type II Barricade Rental

and the question being upon accepting all bids meeting specifications in both sections and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications in both sections accepted; and the bid was awarded to RoadSafe Traffic Systems, Inc., as the lowest and best bidder meeting specifications.

* * * * *

Item 14, being:

CONSIDERATION AND AWARDING OF BID NO. 0910-29 FOR THE PURCHASE OF THE FOLLOWING ITEMS FOR THE STREET DIVISION:

- 1. ASPHALT COLD MILLING – 1 TO 3 INCHES
- 2. ASPHALT COLD MILLING – 3 TO 6 INCHES
- 3. CONCRETE COLD MILLING – 1 TO 2 INCHES

Councilmember Ezzell moved that all bids meeting specifications in all sections be accepted and the bid be awarded to Bell Contracting, Inc., as the lowest and best bidder meeting specifications, Haskell Lemon Construction Company as the first alternate bidder, and T.J. Campbell Construction Company as the second alternate bidder, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
- 2. Bid tabulation dated September 24, 2009, for Asphalt/Concrete Cold Milling

and the question being upon accepting all bids meeting specifications in all sections and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and all bids meeting specifications on all sections accepted; and the bid was awarded to Bell Contracting, Inc., as the lowest and best bidder meeting specifications, Haskell Lemon Construction Company as the first alternate bidder, and T.J. Campbell Construction Company as the second alternate bidder

Councilmember Ezzell moved that alternate bids in all sections be accepted and the bid be awarded to Bell Contracting, Inc., as the lowest and best bidder and T.J. Campbell Construction Company as the alternate bidder, which motion was duly seconded by Councilmember Atkins;

Item 14, continued:

Items submitted for the record

1. Memorandum dated October 5, 2009, from Greg Hall, Street Superintendent, to Mayor and City Council
2. Bid tabulation dated September 24, 2009, for Asphalt/Concrete Cold Milling, City to haul and retain millings

and the question being upon accepting alternate bids in all sections and upon the subsequent awarding of the bid, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
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NAYES:	None
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The Mayor Pro Tem declared the motion carried and alternate bids in all sections accepted; and the bid was awarded to Bell Contracting, Inc., as the lowest and best bidder and T.J. Campbell Construction Company as the alternate bidder

* * * * *

Item 15, being:

SPECIAL CLAIM NO. 0910-1: A CLAIM IN THE REDUCED AMOUNT OF \$3,000 SUBMITTED BY ANNETTA JENNINGS FOR DAMAGES TO HER VEHICLE DUE TO AN ACCIDENT WITH A SANITATION VEHICLE.

Councilmember Ezzell moved that Special Claim No. 0910-1 be approved and payment in the reduced amount of \$3,000 be directed contingent upon obtaining a Release and Covenant Not to Sue from Annetta Jennings, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

1. Memorandum dated October 6, 2009, from Jeanne Snider, Assistant City Attorney, through Jeff Harley Bryant, City Attorney, to the Honorable Mayor and Councilmembers
2. Special Claim No. 0910-1 dated August 31, 2009, submitted by Melissa G. Jennings on behalf of Annetta Jennings in the amount of \$4,692.76
3. Memorandum dated August 31, 2009, from Brenda Hall, City Clerk, to Ken Komiske, Director of Utilities, and Jeff Bryant, City Attorney
4. Official Oklahoma Traffic Collision Report No. 2009-06765 dated May 26, 2009
5. Photographs of accident and damage to vehicle

and the question being upon approving Special Claim No. 0910-1 and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
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NAYES:	None
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The Mayor Pro Tem declared the motion carried and Special Claim No. 0910-1 approved; and payment in the reduced amount of \$3,000 was directed contingent upon obtaining a Release and Covenant Not to Sue from Annetta Jennings.

* * * * *

Item 16, being:

AMENDMENT NO. THREE TO CONTRACT NO. K-0708-131: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND HNTB CORPORATION INCREASING THE CONTRACT AMOUNT BY \$72,000 FOR REIMBURSEMENT OF COSTS FOR PREPARATION OF DESIGN ALTERNATIVES REQUESTED BY BURLINGTON NORTHERN SANTA FE RAILWAY (BNSF) AND ADDITIONAL ENGINEERING DESIGN SERVICES TO MODIFY THE RAILROAD TRACK ALIGNMENT IN CONNECTION WITH THE ROBINSON STREET RAILROAD GRADE SEPARATION PROJECT.

Councilmember Ezzell moved that Amendment No. Three to Contract No. K-0708-131 with HNTB Corporation increasing the contract amount by \$72,000 be approved and the execution thereof be authorized, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 12, 2009, from John Clink, Capital Projects Engineer, to Honorable Mayor and City Council
- 2. Location map
- 3. Amendment No. Three to Contract No. K-0708-131 with Attachment A, Original Contract, Attachment B, BNSF Coordination and Revised Railroad Shoofly Design; and Attachment C, Project Schedule
- 4. Purchase Requisition No. 0000163447 dated October 13, 2009, in the amount of \$72,000 to HNTB Corporation

and the question being upon approving Amendment No. Three to Contract No. K-0708-131 with HNTB Corporation increasing the contract amount by \$72,000 and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
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NAYES:	None
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The Mayor Pro Tem declared the motion carried and Amendment No. Three to Contract No. K-0708-131 with HNTB Corporation in the amount of \$72,000 approved; and the execution thereof was authorized.

* * * * *

Item 17, being:

AMENDMENT NO. ONE TO CONTRACT NO. K-0809-44: BY AND BETWEEN THE CITY OF NORMAN, OKLAHOMA, AND BENHAM COMPANIES, L.L.C., INCREASING THE CONTRACT AMOUNT BY \$26,865 TO PROVIDE ADDITIONAL ENGINEERING DESIGN SERVICES IN CONNECTION WITH THE HIGHWAY 77 (CLASSEN BOULEVARD) AND IMHOFF ROAD INTERSECTION IMPROVEMENT PROJECT AND BUDGET APPROPRIATION.

Councilmember Ezzell moved that Amendment No. One to Contract No. K-0809-44 with Benham Companies, L.L.C., increasing the contract by \$26,865 be approved, the execution thereof be authorized, and \$25,600 from Deposit/Classen Boulevard and Imhoff Road Liabilities and Site Improvements/Cash (050-0000-229.24-11) to Project No. TR0239, US 77 – Imhoff, Design (050-9079-432.62-01), which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 4, 2009, from John R. Clink, Capital Projects Engineer, to Honorable Mayor and City Council
- 2. Location map
- 3. Amendment No. One to Contract No. K-0809-44 with Exhibit A2.1, Fee Proposal; Attachment A, Scope of Services, with Exhibit A2, Fee Proposal; and Exhibit A1, Project Schedule

and the question being upon approving Amendment No. One to Contract No. K-0809-44 with Benham Companies, L.L.C., increasing the contract by \$26,865 and upon the subsequent authorization and appropriation, a vote was taken with the following result:

Item 17, continued:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor declared the motion carried and Amendment No. One to Contract No. K-0809-44 with Benham Companies, L.L.C., increasing the amount by \$26,865 approved; the execution thereof was authorized and \$25,600 was appropriated from Deposit/Classen Boulevard and Imhoff Road Liabilities and Site Improvements/Cash (050-0000-229.24-11) to Project No. TR0239, US 77 – Imhoff, Design (050-9079-432.62-01).

* * * * *

Mayor Pro Tem Cubberley asked that he be allowed to abstain from voting on Section 1 of Item 18, Contract No. K-0910-81 with Aging Services, Inc., due to a conflict of interest. Thereupon, Councilmember Ezzell moved that Mayor Pro Tem Cubberley be allowed to abstain from voting on Section 1 of Item 18, Contract No. K-0910-81 with Aging Services, Inc., due to a conflict of interest, which motion was duly seconded by Councilmember Dillingham; and the question being upon allowing Mayor Pro Tem Cubberley to abstain from voting on Section 1 of Item 18, Contract No. K-0910-81 with Aging Services, Inc., due to a conflict of interest, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, and Quinn
NAYES:	None
ABSTAIN:	Mayor Pro Tem Cubberley

The Mayor Pro Tem declared the motion carried and Mayor Pro Tem Cubberley was allowed to abstain from voting on Section 1 of Item 18, Contract No. K-0910-81 with Aging Services, Inc., due to a conflict of interest.

* * * * *

Item 18, being:

CONSIDERATION OF A RECOMMENDATION FROM THE SOCIAL AND VOLUNTARY SERVICES COMMISSION TO APPROVE REQUESTS FOR FUNDING AND ENTER INTO CONTRACTS WITH THE FOLLOWING:

- 1. AGING SERVICES, INC.
- 2. FULL CIRCLE SENIOR ADULT DAY CENTER
- 3. TRANSITION HOUSE, INC.
- 4. COMMUNITY SERVICE BUILDING, INC.
- 5. WOMEN'S RESOURCE CENTER, INC.
- 6. MEALS ON WHEELS OF NORMAN, INC.
- 7. BRIDGES, INC.
- 8. CENTER FOR CHILDREN AND FAMILIES, INC.
- 9. HEALTH FOR FRIENDS, INC.
- 10. NAIC (NORMAN ALCOHOL INFORMATION CENTER, INC.)
- 11. NORMAN DAY SCHOOL FOR HANDICAPPED CHILDREN
- 12. AMONG FRIENDS ACTIVITY CENTER, INC.
- 13. MARY ABBOTT CHILDREN'S HOUSE, INC.
- 14. BETHESDA, INC.
- 15. THUNDERBIRD CLUBHOUSE BOARD, INC.
- 16. FOOD AND SHELTER FOR FRIENDS, INC.
- 17. HEARTLINE, INC.
- 18. AMERICAN RED CROSS
- 19. CLEVELAND COUNTY HABITAT FOR HUMANITY
- 20. COMMUNITY AFTER SCHOOL PROGRAM
- 21. EAST MAIN PLACE
- 22. BIG BROTHERS BIG SISTERS, INC.

Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$3,000 from Aging Services, Inc., be approved and the execution of Contract No. K-0910-81 be authorized, which motion was duly seconded by Councilmember Atkins;

Item 18, continued:

Items submitted for the record

- 1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
- 2. Social and Voluntary Services Funding for 2009-2010
- 3. Contract No. K-0910-81
- 4. Purchase Order No. 178776 dated October 6, 2009, in the amount of \$3,000 to Aging Services, Inc.
- 5. Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$3,000 from Aging Services, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn
NAYES:	None
ABSTAIN:	Mayor Pro Tem Cubberley

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$3,000 from Aging Services, Inc., approved; and the execution of Contract No. K-0910-81 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$2,160 from Full Circle Senior Adult Day Center be approved and the execution of Contract No. K-0910-82 be authorized, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
- 2. Social and Voluntary Services Funding for 2009-2010
- 3. Contract No. K-0910-82
- 4. Purchase Order No. 178777 dated October 6, 2009, in the amount of \$2,160 to Full Circle Senior Adult Day Center
- 5. Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$2,160 from Full Circle Senior Adult Day Center and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$2,160 from Full Circle Senior Adult Day Center approved; and the execution of Contract No. K-0910-82 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$7,900 from Transition House, Inc., be approved and the execution of Contract No. K-0910-83 be authorized, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
- 2. Social and Voluntary Services Funding for 2009-2010
- 3. Contract No. K-0910-83
- 4. Purchase Order No. 178778 dated October 6, 2009, in the amount of \$7,900 to Transition House, Inc.
- 5. Social and Voluntary Services Commission minutes of October 5, 2009

Item 18, continued:

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$7,900 from Transition House, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$7,900 from Transition House, Inc., approved; and the execution of Contract No. K-0910-83 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$10,727.11 from Community Service Building, Inc., be approved and the execution of Contract No. K-0910-84 be authorized, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
- 1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
 - 2. Social and Voluntary Services Funding for 2009-2010
 - 3. Contract No. K-0910-84
 - 4. Purchase Order No. 178779 dated October 6, 2009, in the amount of \$10,727.11 to Community Service Building, Inc.
 - 5. Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$10,727.11 from Community Service Building, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$10,727.11 from Community Service Building, Inc., approved; and the execution of Contract No. K-0910-84 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$5,000 from Women’s Resource Center, Inc., be approved and the execution of Contract No. K-0910-85 be authorized, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
- 1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
 - 2. Social and Voluntary Services Funding for 2009-2010
 - 3. Contract No. K-0910-85
 - 4. Purchase Order No. 178780 dated October 6, 2009, in the amount of \$5,000 to Women’s Resource Center, Inc.
 - 5. Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$5,000 from Women’s Resource Center, Inc., and upon the subsequent authorization, a vote was taken with the following result:

Item 18, continued:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$5,000 from Women’s Resource Center, Inc., approved; and the execution of Contract No. K-0910-85 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$1,500 from Meals on Wheels of Norman, Inc., be approved and the execution of Contract No. K-0910-86 be authorized, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
- 1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
 - 2. Social and Voluntary Services Funding for 2009-2010
 - 3. Contract No. K-0910-86
 - 4. Purchase Order No. 178781 dated October 6, 2009, in the amount of \$1,500 to Meals on Wheels of Norman, Inc.
 - 5. Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$1,500 from Meals on Wheels of Norman, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$1,500 from Meals on Wheels of Norman, Inc., approved; and the execution of Contract No. K-0910-86 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$15,000 from Bridges, Inc., be approved and the execution of Contract No. K-0910-87 be authorized, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
- 1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
 - 2. Social and Voluntary Services Funding for 2009-2010
 - 3. Contract No. K-0910-87
 - 4. Purchase Order No. 178782 dated October 6, 2009, in the amount of \$15,000 to Bridges, Inc.
 - 5. Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$15,000 from Bridges, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$15,000 from Bridges, Inc., approved; and the execution of Contract No. K-0910-87 was authorized.

Item 18, continued:

Councilmember Quinn asked that he be allowed to abstain from voting on Section 8 of Item 18, Contract No. K-0910-88 with Center for Children and Families, Inc., due to a conflict of interest. Thereupon, Councilmember Ezzell moved that Councilmember Quinn be allowed to abstain from voting on Section 8 of Item 18, Contract No. K-0910-88 with Center for Children and Families, Inc., due to a conflict of interest, which motion was duly seconded by Councilmember Dillingham; and the question being upon allowing Councilmember Quinn to abstain from voting on Section 8 of Item 18, Contract No. K-0910-88 with Center for Children and Families, Inc., due to a conflict of interest, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Kovach, Mayor Pro Tem Cubberley
NAYES:	None
ABSTAIN:	Councilmember Quinn

The Mayor declared the motion carried and Councilmember Quinn was allowed to abstain from voting on Section 8 of Item 18, Contract No. K-0910-88 with Center for Children and Families, Inc., due to a conflict of interest.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$6,000 from Center for Children and Families, Inc., be approved and the execution of Contract No. K-0910-88 be authorized, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
 2. Social and Voluntary Services Funding for 2009-2010
 3. Contract No. K-0910-88
 4. Purchase Order No. 178783 dated October 6, 2009, in the amount of \$6,000 to Center for Children and Families, Inc.
 5. Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$6,000 from Center for Children and Families, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Mayor Pro Tem Cubberley
NAYES:	None
ABSTAIN:	Councilmember Quinn

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$6,000 from Center for Children and Families, Inc., approved; and the execution of Contract No. K-0910-88 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$10,000 from Health for Friends, Inc., be approved and the execution of Contract No. K-0910-89 be authorized, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
 2. Social and Voluntary Services Funding for 2009-2010
 3. Contract No. K-0910-89
 4. Purchase Order No. 178784 dated October 6, 2009, in the amount of \$10,000 to Health for Friends, Inc.
 5. Social and Voluntary Services Commission minutes of October 5, 2009

Item 18, continued:

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$10,000 from Health for Friends, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$10,000 from Health for Friends, Inc., approved; and the execution of Contract No. K-0910-89 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$2,000 from NAIC (Norman Alcohol Information Center, Inc.) approved and the execution of Contract No. K-0910-90 be authorized, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
 2. Social and Voluntary Services Funding for 2009-2010
 3. Contract No. K-0910-90
 4. Purchase Order No. 178785 dated October 6, 2009, in the amount of \$2,000 to NAIC
 5. Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$2,000 from NAIC and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$2,000 from NAIC approved; and the execution of Contract No. K-0910-90 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$750 from Norman Day School for Handicapped Children be approved and the execution of Contract No. K-0910-91 be authorized, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
 2. Social and Voluntary Services Funding for 2009-2010
 3. Contract No. K-0910-91
 4. Purchase Order No. 178786 dated October 6, 2009, in the amount of \$750 to Norman Day School for Handicapped Children
 5. Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$750 from Norman Day School for Handicapped Children and upon the subsequent authorization, a vote was taken with the following result:

Item 18, continued:

YEAS:

Councilmembers Atkins, Butler,
Dillingham, Ezzell, Griffith, Quinn,
Mayor Pro Tem Cubberley

NAYES:

None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$750 from Norman Day School for Handicapped Children approved; and the execution of Contract No. K-0910-91 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$485 from Among Friends Activity Center, Inc., be approved and the execution of Contract No. K-0910-92 be authorized, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
1.

Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
2.

Social and Voluntary Services Funding for 2009-2010
3.

Contract No. K-0910-92
4.

Purchase Order No. 178787 dated October 6, 2009, in the amount of \$485 to Among Friends Activity Center, Inc.
5.

Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$485 from Among Friends Activity Center, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Councilmembers Atkins, Butler,
Dillingham, Ezzell, Griffith, Quinn,
Mayor Pro Tem Cubberley

NAYES:

None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$485 from Among Friends Activity Center, Inc., approved; and the execution of Contract No. K-0910-92 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$6,000 from Mary Abbott Children’s House, Inc., be approved and the execution of Contract No. K-0910-93 be authorized, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
1.

Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
2.

Social and Voluntary Services Funding for 2009-2010
3.

Contract No. K-0910-93
4.

Purchase Order No. 178788 dated October 6, 2009, in the amount of \$6,000 to Mary Abbott Children’s House, Inc.
5.

Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$6,000 from Mary Abbott Children’s House, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS:

Councilmembers Atkins, Butler,
Dillingham, Ezzell, Griffith, Quinn,
Mayor Pro Tem Cubberley

NAYES:

None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$6,000 from Mary Abbott Children’s House, Inc., approved; and the execution of Contract No. K-0910-93 was authorized.

Item 18, continued:

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$4,000 from Bethesda, Inc., be approved and the execution of Contract No. K-0910-94 be authorized, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
- 2. Social and Voluntary Services Funding for 2009-2010
- 3. Contract No. K-0910-94
- 4. Purchase Order No. 178789 dated October 6, 2009, in the amount of \$4,000 to Bethesda, Inc.
- 5. Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$4,000 from Bethesda, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$4,000 from Bethesda, Inc., approved; and the execution of Contract No. K-0910-94 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$2,000 from Thunderbird Clubhouse Board, Inc., be approved and the execution of Contract No. K-0910-95 be authorized, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
- 2. Social and Voluntary Services Funding for 2009-2010
- 3. Contract No. K-0910-95
- 4. Purchase Order No. 178790 dated October 6, 2009, in the amount of \$4,000 to Thunderbird Clubhouse Board, Inc.
- 5. Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$2,000 from Thunderbird Clubhouse Board, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$2,000 from Thunderbird Clubhouse Board, Inc., approved; and the execution of Contract No. K-0910-95 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$5,000 from Food and Shelter for Friends, Inc., be approved and the execution of Contract No. K-0910-96 be authorized, which motion was duly seconded by Councilmember Atkins;

Item 18, continued:

Items submitted for the record

- 1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
- 2. Social and Voluntary Services Funding for 2009-2010
- 3. Contract No. K-0910-96
- 4. Purchase Order No. 178791 dated October 6, 2009, in the amount of \$5,000 to Food and Shelter for Friends, Inc.
- 5. Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$5,000 from Food and Shelter for Friends, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$5,000 from Food and Shelter for Friends, Inc., approved; and the execution of Contract No. K-0910-96 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$3,000 from HeartLine, Inc., be approved and the execution of Contract No. K-0910-97 be authorized, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
- 2. Social and Voluntary Services Funding for 2009-2010
- 3. Contract No. K-0910-97
- 4. Purchase Order No. 178869 dated October 8, 2009, in the amount of \$3,000 to HeartLine, Inc.
- 5. Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$3,000 from HeartLine, Inc., and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$3,000 from HeartLine, Inc., approved; and the execution of Contract No. K-0910-97 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$4,418.40 from American Red Cross be approved and the execution of Contract No. K-0910-98 be authorized, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

- 1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
- 2. Social and Voluntary Services Funding for 2009-2010
- 3. Contract No. K-0910-98
- 4. Purchase Order No. 178792 dated October 6, 2009, in the amount of \$4,418.40 to American Red Cross
- 5. Social and Voluntary Services Commission minutes of October 5, 2009

Item 18, continued:

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$4,418.40 from American Red Cross and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$4,418.40 from American Red Cross approved; and the execution of Contract No. K-0910-98 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$4,160 from Cleveland County Habitat for Humanity be approved and the execution of Contract No. K-0910-99 be authorized, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
- 1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
 - 2. Social and Voluntary Services Funding for 2009-2010
 - 3. Contract No. K-0910-99
 - 4. Purchase Order No. 178793 dated October 6, 2009, in the amount of \$4,160 to Cleveland County Habitat for Humanity
 - 5. Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$4,160 from Cleveland County Habitat for Humanity and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$4,160 from Cleveland County Habitat for Humanity approved; and the execution of Contract No. K-0910-99 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$6,369.88 from Community After School Program be approved and the execution of Contract No. K-0910-100 be authorized, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
- 1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
 - 2. Social and Voluntary Services Funding for 2009-2010
 - 3. Contract No. K-0910-100
 - 4. Purchase Order No. 178794 dated October 6, 2009, in the amount of \$6,369.88 to Community After School Program
 - 5. Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$6,369.88 from Community After School Program and upon the subsequent authorization, a vote was taken with the following result:

Item 18, continued:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$6,369.88 from Community After School Program approved; and the execution of Contract No. K-0910-100 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$15,000 from East Main Place be approved and the execution of Contract No. K-0910-101 be authorized, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
- 1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
 - 2. Social and Voluntary Services Funding for 2009-2010
 - 3. Contract No. K-0910-101
 - 4. Purchase Order No. 178795 dated October 6, 2009, in the amount of \$15,000 to East Main Place
 - 5. Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$15,000 from East Main Place and upon the subsequent authorization, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$15,000 from East Main Place approved; and the execution of Contract No. K-0910-101 was authorized.

Thereupon, Councilmember Ezzell moved that the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$5,000 from Big Brothers Big Sisters, Inc., be approved and the execution of Contract No. K-0910-102 be authorized, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
- 1. Memorandum dated October 20, 2009, from Carol Coles, Administrative Assistant, to the Honorable Mayor and Council
 - 2. Social and Voluntary Services Funding for 2009-2010
 - 3. Contract No. K-0910-102
 - 4. Purchase Order No. 178796 dated October 6, 2009, in the amount of \$5,000 to Big Brothers Big Sisters, Inc.
 - 5. Social and Voluntary Services Commission minutes of October 5, 2009

and the question being upon approving the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$5,000 from Big Brothers Big Sisters, Inc., and upon the subsequent authorization, a vote was taken with the following result:

Item 18, continued:

YEAS:

Councilmembers Atkins, Butler,
Dillingham, Ezzell, Griffith, Quinn,
Mayor Pro Tem Cubberley

NAYES:

None

The Mayor Pro Tem declared the motion carried and the recommendation from the Social and Voluntary Services Commission to fund a request in the amount of \$5,000 from Big Brothers Big Sisters, Inc., approved; and the execution of Contract No. K-0910-102 was authorized.

* * * * *

Item 19, being:

RESOLUTION NO. R-0910-62: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, TRANSFERRING \$500 FROM THE PISTOL TEAM LIABILITY ACCOUNT TO BE USED TO PAY EXPENSES FOR THE POLICE DEPARTMENT PISTOL TEAM AT THE NATIONAL PISTOL MATCH IN ALBUQUERQUE, NEW MEXICO.

Councilmember Ezzell moved that Resolution No. R-0910-62 be adopted, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
1.

Memorandum dated September 29, 2009, from Phil Cotten, Police Chief, to Honorable Mayor and City Councilmembers
2.

Resolution No. R-0910-62

and the question being upon adopting Resolution No. R-0910-62, a vote was taken with the following result:

YEAS:

Councilmembers Atkins, Butler,
Dillingham, Griffith, Kovach, Quinn,
Mayor Pro Tem Cubberley

NAYES:

None

The Mayor Pro Tem declared the motion carried and Resolution No. R-0910-62 was adopted.

* * * * *

Item 20, being:

PROCLAMATION NO. P-0910-8: A PROCLAMATION OF THE MAYOR OF THE CITY OF NORMAN, OKLAHOMA, PROCLAIMING THE MONTH OF NOVEMBER, 2009, AS PANCREATIC CANCER AWARENESS MONTH IN THE CITY OF NORMAN.

Councilmember Ezzell moved that receipt of Proclamation No. P-0910-8 proclaiming the month of November, 2009, as Pancreatic Cancer Awareness Month in the City of Norman be acknowledged and the filing thereof be directed, which motion was duly seconded by Councilmember Atkins;

- Items submitted for the record
1.

Proclamation No. P-0910-8
- Participants in discussion
1.

Ms. Heather Spencer, Ms. 2010 Cleveland County and Event Coordinator for the Pancreatic Cancer Network, accepted the proclamation and thanked the Council

Item 20, continued:

and the question being upon acknowledging receipt of Proclamation No. P-0910-8 proclaiming the month of November, 2009, as Pancreatic Cancer Awareness Month in the City of Norman and upon the subsequent directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and receipt of Proclamation No. P-0910-8 proclaiming the month of November, 2009, as Pancreatic Cancer Awareness Month in the City of Norman acknowledged; and the filing thereof was directed.

* * * * *

Item 21, being:

PUBLIC HEARING REGARDING THE ABATEMENT OF A NUISANCE, CONSISTING OF A DANGEROUS STRUCTURE, AT THE FOLLOWING LOCATION:

RESOLUTION NO. R-0910-60: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CONDEMNING THE HEREINAFTER-DESCRIBED PREMISES AS A NUISANCE, AND PROVIDING FOR ABATEMENT THEREOF. (304 SOUTH STEWART AVENUE)

Councilmember Quinn moved that a public hearing be conducted, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

- 1. Memorandum dated October 5, 2009, from Linda Price, Revitalization Manager, to Honorable Mayor and Councilmembers
- 2. Resolution No. R-0910-60
- 3. Memorandum dated August 25, 2009, from Keith A. Petillo, Rehabilitation Specialist, to Linda R. Price, Revitalization Manager
- 4. Summary of Violations at 304 S. Stewart
- 5. Photographs of property

and the question being upon conducting a public hearing, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Ezzell, Dillingham, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and a public hearing was conducted.

Thereupon, the following persons addressed City Council:

Participants in discussion

- 1. Ms. Linda Price, Revitalization Manager
- 2. Mr. Ronnie Argo, 512 West Beech, Lexington, property owner

Thereupon, Councilmember Dillingham moved that the public hearing be closed, which motion was duly seconded by Councilmember Quinn; and the question being upon closing the public hearing, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Ezzell, Dillingham, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the public hearing was closed.

Item 21, continued:

Thereupon, Councilmember Dillingham moved the directive that Staff abate the nuisance as outlined in Resolution No. R-0910-60 be postponed until January 26, 2010, which motion was duly seconded by Councilmember Atkins; and the question being upon postponing the directive that Staff abate the nuisance as outlined in Resolution No. R-0910-60 until January 26, 2010, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the directive that Staff abate the nuisance as outlined in Resolution No. R-0910-60 was postponed until January 26, 2010.

* * * * *

Item 22, being:

CONSIDERATION OF A PRELIMINARY PLAT FOR TECUMSEH ROAD BUSINESS PARK ADDITION, A PLANNED UNIT DEVELOPMENT, AND WAIVER OF ALLEY REQUIREMENTS.

Councilmember Ezzell moved that the preliminary plat and waiver of alley requirements for Tecumseh Road Business Park Addition be approved, which motion was duly seconded by Councilmember Dillingham;

- Items submitted for the record
- 1. Memorandum dated September 29, 2009, from Angelo Lombardo, Traffic Engineer, and Ken Danner, Development Manager, to Honorable Mayor and Councilmembers
 - 2. Location map
 - 3. Revised preliminary plat
 - 4. Revised preliminary site plan
 - 5. Staff Report dated September 10, 2009, recommending approval
 - 6. Letter of request dated August 14, 2009, from Tom L. McCaleb, P.E., SMC Consulting Engineers, P.C., to Mr. Jim Gasaway, Chairman, Planning Commission
 - 7. Pertinent excerpts from Planning Commission minutes of September 10, 2009
- Participants in discussion
- 1. Mr. Tom McCaleb, SMC Consulting Engineers, P.C., 815 West Main Street, Oklahoma City, engineer representing the applicant

and the question being upon approving the preliminary plat and waiver of alley requirements for Tecumseh Road Business Park Addition, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor Pro Tem declared the motion carried and the preliminary plat and waiver of alley requirements for Tecumseh Road Business Park Addition was approved.

* * * * *

Councilmember Dillingham asked that she be allowed to abstain from voting on Items 23 through 27 due to a conflict of interest. Thereupon, Councilmember Butler moved that Councilmember Dillingham be allowed to abstain from voting on Items 23 through 27 due to a conflict of interest, which motion was duly seconded by Councilmember Quinn; and the question being upon allowing Councilmember Dillingham to abstain from voting on Items 23 through 27 due to a conflict of interest, a vote was taken with the following result:

Item 22, continued;

YEAS:	Councilmembers Atkins, Butler, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None
ABSTAIN:	Councilmember Dillingham

The Mayor declared the motion carried and Councilmember Dillingham was allowed to abstain from voting on Items 23 through 27 due to a conflict of interest.

* * * * *

Item 23, being:

RESOLUTION NO. R-0910-30: A RESOLUTION OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING THE NORMAN 2025 LAND USE AND TRANSPORTATION PLAN, LAND USE PLAN AMENDMENT NO. LUP-0910-2, SO AS TO PLACE THE NORTHEAST 27 ACRES OF THE NORTHEAST QUARTER OF SECTION ELEVEN, TOWNSHIP NINE NORTH, RANGE THREE WEST OF THE INDIAN MERIDIAN, AND THE SOUTH THREE ACRES OF THE SOUTHEAST QUARTER OF SECTION TWO, TOWNSHIP NINE NORTH, RANGE THREE WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE COMMERCIAL DESIGNATION AND REMOVE THE SAME FROM THE INSTITUTIONAL DESIGNATION. (GENERALLY LOCATED ON THE SOUTH SIDE OF FRANKLIN ROAD BETWEEN U.S. HIGHWAY 77 (FLOOD AVENUE) AND 24TH AVENUE N.W.)

Councilmember Atkins moved that Resolution No. R-0910-30, Land Use Plan Amendment No. LUP-0910-2, be adopted and the NORMAN 2025 Land Use and Transportation Plan be amended according thereto, which motion was duly seconded by Councilmember Quinn;

Items submitted for the record

1. Memorandum dated September 21, 2009, from Doug Koscinski, AICP, Manager, Current Planning Division, to Honorable Mayor and Councilmembers
2. Resolution No. R-0910-30, Land Use Plan Amendment No. LUP-0910-2
3. Location map
4. Staff Report dated August 13, 2009, recommending approval
5. Pertinent excerpts from Planning Commission minutes of August 13, 2009

Participants in discussion

1. Mr. Harold Heiple, 218 East Eufaula Street, attorney representing applicant
2. Mr. Tom McCaleb, SMC Consulting Engineers, P.C., 815 West Main Street, Oklahoma City, engineer representing the applicant

and the question being upon adopting Resolution No. R-0910-30, Land Use Plan Amendment No. LUP-0506-1, and upon the subsequent amendment, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None
ABSTAIN:	Councilmember Dillingham

The Mayor Pro Tem declared the motion carried and Resolution No. R-0910-30, Land Use Plan Amendment No. LUP-0910-2, adopted; and the NORMAN 2025 Land Use and Transportation Plan was amended according thereto.

* * * * *

Item 24, being:

ORDINANCE NO. O-0910-2: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION 460 OF CHAPTER 22 OF THE CODE OF THE CITY OF NORMAN SO AS TO PLACE THE NORTHEAST 27 ACRES OF THE NORTHEAST QUARTER OF SECTION ELEVEN, TOWNSHIP NINE NORTH, RANGE THREE WEST OF THE INDIAN MERIDIAN, AND THE SOUTH THREE ACRES OF THE SOUTHEAST QUARTER OF SECTION TWO, TOWNSHIP NINE NORTH, RANGE THREE WEST OF THE INDIAN MERIDIAN, NORMAN, CLEVELAND COUNTY, OKLAHOMA, IN THE C-2, GENERAL COMMERCIAL DISTRICT WITH SPECIAL USE FOR A HIGH IMPACT INSTITUTIONAL USE (COUNTY JAIL), AND REMOVE THE SAME FROM THE I-1, LIGHT INDUSTRIAL DISTRICT, OF SAID CITY; AND PROVIDING FOR THE SEVERABILITY THEREOF. (GENERALLY LOCATED SOUTH OF FRANKLIN ROAD BETWEEN U.S. HIGHWAY 77 (FLOOD AVENUE) AND 24TH AVENUE N.W.)

Ordinance No. O-0910-2 having been Introduced and adopted upon First Reading by title in City Council's meeting of October 13, 2009, Councilmember Atkins moved that Ordinance No. O-0910-2 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Griffith;

Items submitted for the record

- 1. Ordinance No. O-0910-2 with Exhibit A, Site Plan
- 2. Location map
- 3. Staff Report dated August 13, 2009, recommending approval
- 4. Pertinent excerpts from Planning Commission meeting of August 13, 2009

Participants in discussion

- 1. Ms. Sylvia Martin, Post Office Box 430, asked questions

and the question being upon adopting Ordinance No. O-0910-2 upon Second Reading section by section, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None
ABSTAIN:	Councilmember Dillingham

The Mayor Pro Tem declared the motion carried and Ordinance No. O-0910-2 was adopted upon Second Reading section by section.

Thereupon, Councilmember Atkins moved that Ordinance No. O-0910-2 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Griffith; and the question being upon adopting Ordinance No. O-0910-2 upon Final Reading as a whole, the roll was called with the following result:

YEAS:	Councilmembers Atkins, Butler, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None
ABSTAIN:	Councilmember Dillingham

The Mayor Pro Tem declared the motion carried and Ordinance No. O-0910-2 was adopted upon Final Reading as a whole.

* * * * *

Item 25, being:

ORDINANCE NO. O-0910-5: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, CLOSING THE RIGHT-OF-WAY OF FRANKLIN ROAD BETWEEN U.S. HIGHWAY 77 (FLOOD AVENUE) AND 24TH AVENUE N.W., CITY OF NORMAN, CLEVELAND COUNTY, OKLAHOMA; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-0910-5 having been Introduced and adopted upon First Reading by title in City Council's meeting of October 13, 2009, Councilmember Quinn moved that Ordinance No. O-0910-5 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Atkins;

Items submitted for the record

1. Memorandum dated October 5, 2009, from R. Blaine Nice, Assistant City Attorney, through Jeff Harley Bryant, City Attorney, to Steve Lewis, City Manager
2. Final site plan
3. Ordinance No. O-0910-5
4. Location map
5. Staff Report dated August 13, 2009, recommending approval
6. Protest area map containing no protests within notice area and two protests from outside notice area
7. Letter of protest dated August 5, 2009, from Edward J. Davis to Norman Planning Commission
8. Letter of protest dated August 10, 2009, from Virgil L. Holden, Attorney at Law, to City Clerk and Norman Planning Commission
9. Pertinent excerpt from Planning Commission minutes of August 13, 2009
10. E-mail dated October 26, 2009, from Harold Heiple, to Shawn O'Leary, Brenda Hall, and Jeff Bryant with Exhibit "A," Legal Description and location map

Participants in discussion

1. Mr. Ann Gallagher, 1522 East Boyd Street, made comments

and the question being upon adopting Ordinance No. O-0910-5 upon Second Reading section by section, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None
ABSTAIN:	Councilmember Dillingham

The Mayor Pro Tem declared the motion carried and Ordinance No. O-0910-5 was adopted upon Second Reading section by section.

Thereupon, Councilmember Butler moved that Ordinance No. O-0910-5 be adopted upon Final Reading as a whole, which motion was duly seconded by Councilmember Atkins; and the question being upon adopting Ordinance No. O-0910-2 upon Final Reading as a whole, the roll was called with the following result:

YEAS:	Councilmembers Atkins, Butler, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None
ABSTAIN:	Councilmember Dillingham

The Mayor Pro Tem declared the motion carried and Ordinance No. O-0910-5 was adopted upon Final Reading as a whole.

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Item 26, being:

CONSIDERATION OF A PRELIMINARY PLAT FOR CLEVELAND COUNTY JUSTICE CENTER AND WAIVER OF ALLEY REQUIREMENTS.

Councilmember Quinn moved that the preliminary plat and waiver of alley requirements for Cleveland County Justice Center be approved, which motion was duly seconded by Councilmember Ezzell;

Items submitted for the record

- 1. Memorandum dated October 2, 2009, from Angelo Lombardo, Traffic Engineer, and Ken Danner, Development Manager, to Honorable Mayor and Councilmembers
- 2. Location map
- 3. Preliminary plat
- 4. Preliminary site plan
- 5. Staff Report dated August 13, 2009, recommending approval
- 6. Letter of request dated July 8, 2009, from Tom L. McCaleb, P.E., SMC Consulting Engineers, P.C., to Mr. Jim Gasaway, Chairman, Planning Commission
- 7. Pertinent excerpts from Planning Commission minutes of August 13, 2009

and the question being upon approving the preliminary plat and waiver of alley requirements for Cleveland County Justice Center, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None
ABSTAIN:	Councilmember Dillingham

The Mayor Pro Tem declared the motion carried and the preliminary plat and waiver of alley requirements for Cleveland County Justice Center was approved.

* * * * *

Item 27, being:

CONSIDERATION OF A FINAL PLAT FOR CLEVELAND COUNTY JUSTICE CENTER ADDITION AND ACCEPTANCE OF PUBLIC DEDICATIONS CONTAINED THEREIN.

Councilmember Atkins moved that the final plat be approved, the public dedications contained within the plat be accepted, and the filing of the final plat be directed subject to completion and City acceptance of all required public offsite improvements, which motion was duly seconded by Councilmember Ezzell;

Items submitted for the record

- 1. Memorandum dated October 6, 2009, from Ken Danner, Development Manager, to Honorable Mayor and Councilmembers
- 2. Location map
- 3. Final site plan
- 4. Final plat
- 5. Staff Report dated August 13, 2009, recommending approval
- 6. Contract No. K-0809-125
- 7. Pertinent excerpts from Planning Commission minutes of August 13, 2009

and the question being upon approving the final plat and upon the subsequent acceptance and directive, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None
ABSTAIN:	Councilmember Dillingham

The Mayor Pro Tem declared the motion carried and the final plat approved; the public dedications contained within the plat were accepted and the filing of the final plat was directed.

* * * * *

Item 28, being:

ORDINANCE NO. O-0910-6: AN ORDINANCE OF THE COUNCIL OF THE CITY OF NORMAN, OKLAHOMA, AMENDING SECTION NO. 15-203 OF CHAPTER 15 OF THE CODE OF THE CITY OF NORMAN TO INCREASE THE PENALTY FOR VIOLATION OF SECTION 15-302, DRINKING INTOXICATING BEVERAGES IN A PUBLIC PLACE; AND PROVIDING FOR THE SEVERABILITY THEREOF.

Ordinance No. O-0910-6 having been Introduced and adopted upon First Reading by title in City Council's meeting of October 13, 2009, Councilmember Quinn moved that Ordinance No. O-0910-6 be adopted upon Second Reading section by section, which motion was duly seconded by Councilmember Butler;

Items submitted for the record

- 1. Memorandum dated September 18, 2009, from Ronda Guerrero, Municipal Court Clerk, to the Honorable Mayor and Councilmembers
- 2. Ordinance No. O-0910-6
- 3. Legislatively notated copy of Ordinance No. O-0910-6

Participants in discussion

- 1. Ms. Rebecca Frazier, Assistant City Attorney
- 2. Mr. Steven Tyler Holman, 783 DeBarr Avenue, protestant
- 3. Mr. Cliff Chiles, 303 Kingsbury, protestant
- 4. Mr. Harold Heiple, 2011 Morgan Drive, proponent
- 5. Mr. Phil Cotten, Police Chief
- 6. Mr. Jim Stanley, 3922 Pine Tree Circle, asked questions

Thereupon, Councilmember Ezzell moved that Ordinance No. O-0910-6 be postponed indefinitely, which motion was duly seconded by Councilmember Atkins, and the question being upon postponing Ordinance No. O-0910-6 indefinitely, a vote was taken with the following result:

YEAS: Councilmembers Atkins, Butler, Dillingham, Ezzell, Griffith, Quinn, Mayor Pro Tem Cubberley

NAYES: None

The Mayor Pro Tem declared the motion carried and Ordinance No. O-0910-6 was postponed indefinitely.

* * * * *

MISCELLANEOUS DISCUSSION

CART Bus Stops on 12th Avenue. Ms. Ann Gallagher, 1522 East Boyd Street, said she had been working since September 10th regarding construction of American Disabilities Act (ADA) bus stops on 12th Avenue N.E. She was told on October 13th construction would begin within two weeks and to date, no construction has been done. She requested that the City work with CART to get this accomplished.

Mr. Shawn O’Leary, Director of Public Works, said CART is the responsible agency for the bus system and City Staff is providing assistance. He said the contractor hired by CART is on the schedule and he would follow up regarding the status of the improvements.

*

Appreciation to City Council. Ms. Ann Gallagher, 1522 East Boyd Street, expressed appreciation to the City Council for all that they do.

*

Pedestrian Crossings. Ms. Sylvia Martin, Post Office Box 430, expressed concerns about pedestrian safety at the new pedestrian crossing on Elm Avenue in front of Rupel Jones Theatre. She said traffic does not wait for the crossing to be completely clear before proceeding through the crossing. She said drivers need to be educated on how the crossing operates before someone is hurt.

Mr. Jim Stanley, 3922 Pine Tree Circle, said the crossing signal at Main Street and Interstate 35 starts flashing before a person is able to get across the intersection.

*

Miscellaneous discussion, continued:

Porter Avenue. Mr. Bobby Stevens, 3801 108th Avenue S.E., wondered what citizens thought about Porter Avenue traffic while the street was being resurfaced because it had been reduced to one lane each way.

*

Detox Center in Norman. Mr. Bobby Stevens, 3801 108th Avenue S.E., said Council is considering spending thousands of dollars on parks and felt they should consider building a Detox Center.

*

Trick or Treat Night. Mr. Bobby Stevens, 3801 108th Avenue S.E., urged citizens to watch out for children while they are Trick or Treating on Friday.

Mr. Phil Cotten, Police Chief, said Trick or Treat night had been changed to Friday night, October 30th, because Saturday, October 31st, was the University of Oklahoma football Homecoming. He said officers are performing other duties during OU home games and there would not be any extra officers patrolling the neighborhoods to ensure the children's safety and it was felt changing the night would be better for the children.

*

Concrete Patches on Acres Street Between Flood Avenue and Berry Road . Mr. Roger Gallagher, 1522 East Boyd Street, asked why concrete patches had been placed on Acres Street between Flood Avenue and Flood Avenue and Berry Road, which is an asphalt street.

Mr. Shawn O’Leary, Director of Public Works, said the patches were a result of an Oklahoma Natural Gas Company utility patch and the street would be undergoing an asphalt overlay project soon.

*

Traffic Light at Gray Street and Flood Avenue. Mr. Roger Gallagher, 1522 East Boyd Street, asked for an update on the questions he had asked at a previous City Council meeting about the timing of the traffic signal at Gray Street and Flood Avenue.

Mr. Shawn O’Leary, Director of Public Works, said Staff evaluated the signal and there was no timing malfunction. He said the timing was set to coordinate with the signal at Main Street and Flood Avenue.

*

Public Intoxication Ordinance. Mr. Steven Tyler Holman, 783 DeBarr Avenue, thanked Council for listening to citizens’ concerns and supports regarding the postponement of the Public Intoxication Ordinance. He said he was confident with Council’s leadership.

*

Shop Norman. Councilmember Quinn said the businesses survive by citizens spending tax dollars in Norman and urged citizens to “Shop Norman.”

* * * * *

ADJOURNMENT

There being no further business, Councilmember Quinn moved that the meeting be adjourned, which motion was duly seconded by Councilmember Ezzell; and the question being upon adjournment of the meeting, a vote was taken with the following result:

YEAS:	Councilmembers Atkins, Butler, Dillingham, Griffith, Quinn, Mayor Pro Tem Cubberley
NAYES:	None

The Mayor declared the motion carried and the meeting was adjourned at 8:40 p.m.

ATTEST: